IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 23RD AUGUST 2007 / 1ST BHADRA 1929

Crl.Rev.Pet.No. 3142 of 2007()

CRA.269/2004 of ADDL. SESSIONS COURT, (ADHOC), PALAKKAD
CC.516/2003 of JUDL. MAGISTRATE OF FIRST CLASS COURT-I, PALAKKAD

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REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED

APPUKUTTAN,S/O.CHAMI,AGED 36,
RESIDING AT 11/315,
THIRUVALATHUR POST KALLINGAL, PALAKKAD.

BY ADV. SRI.SAJITH KUMAR V.

RESPONDENTS:

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1. STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

2. K.RAMADAS,S/O. MARIMUTTU,
NORTH STREET, KODUMBU,PALAKKAD.

BY ADV. SMT.M.ELIZABETH ALEXANDER
PUBLIC PROSECUTOR SRI. K.S. SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 23/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. NO. 3142 of 2007

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Dated: 23-08-2007

ORDER

The accused in C.C.No. 516 of 2003 on th**e file** of the J.F.C.M.-I, Palakkad for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.9189 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,

(JUDGE)

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